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LRB

State of Wisconsin  
1999 - 2000 LEGISLATURE

P3

LRB-3365/P2  
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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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1 AN ACT <sup>cc</sup> relating to: repealing, consolidating, renumbering, amending and  
2 revising various provisions of the statutes for the purpose of correcting errors,  
3 supplying omissions, correcting and clarifying references, eliminating defects,  
4 anachronisms, conflicts, ambiguities and obsolete provisions, reconciling  
5 conflicts and repelling unintended repeals (Revisor's Correction Bill).

**Analysis by the Legislative Reference Bureau**

This revisor's correction bill is explained in the NOTES provided by the revisor of statutes in the body of the bill.

**The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:**

6 SECTION 1. 84.063 (6) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

7 ~~SECTION 2. 85.024 (2) of the statutes is amended to read:~~

8 ~~85.024 (2) The department shall administer a bicycle and pedestrian facilities~~  
9 ~~program to award grants of assistance to political subdivisions for the planning,~~

Act 9 fixes this  
problem.

development or construction of bicycle and pedestrian facilities. Annually, the department shall award from the appropriation under s. 20.395 (2) (nx) grants to political subdivisions under this section. A political subdivision that is awarded a grant under this section shall contribute matching funds equal to at least 25% of the amount awarded under this section. The department shall select grant recipients annually beginning in 1994 from applications submitted to the department on or before April 1 of each year.

~~Note: Eliminates obsolete provision.~~

SECTION 3. 85.028 (1) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

SECTION 4. 85.028 (2) of the statutes is renumbered 85.028.

NOTE: Renumbers provision to accommodate repeal in SECTION 3. A subsection may not stand alone.

SECTION 5. 85.07 (7) of the statutes is amended to read:

85.07 (7) ~~FEDERAL FUNDS~~ <sup>(a)</sup> Beginning in 1994, the department shall annually prepare a plan to use, for purposes of state and local emergency medical services, at least 25% of any federal funds transferred under 23 USC 153 (h). The department shall prepare the plan after consulting with the council on highway safety, the department of health and family services and the emergency medical services board. Funds expended under the plan may not be used to supplant other federal and state funds used for emergency medical services purposes. Funds may not be expended under the plan unless any necessary federal approval of the plan has been obtained.

NOTE: Eliminates obsolete provision.

SECTION 6. 86.26 (3) of the statutes is amended to read:

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(a) , as renumbered by 1999 Wisconsin Act 2,

X

1           86.26 (3) This section does not apply to improvements on existing town roads  
2           ~~as of the effective date of rules promulgated by the department under s. 86.266 or~~  
3           ~~September 30, 1994, whichever comes first existing on October 1, 1992.~~

NOTE: This section specifies the effective date of rules promulgated under s. 86.266.

4           ~~SECTION 7.~~ 86.32 (1m) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

5           ~~SECTION 8.~~ 110.07 (5) (b) <sup>✓</sup> of the statutes is amended to read:

6           110.07 (5) (b) Upon request of an officer of the state traffic patrol under sub.  
7           (1) or inspector under sub. (3), the department shall make available to the traffic  
8           officer or inspector a bulletproof garment that may be used in the performance of his  
9           or her duties under this section. The department shall equip a traffic officer or  
10          inspector with a bulletproof garment as soon as practicable after receipt of the  
11          request from the traffic officer or inspector under this paragraph, ~~provided that each~~  
12          ~~traffic officer or inspector who has made a request before September 1, 1997, shall~~  
13          ~~be equipped with a bulletproof garment by that date.~~

NOTE: Eliminates obsolete provision.

14          ~~SECTION 9.~~ 196.196 (1) (c) of the statutes is amended to read:

15          196.196 (1) (c) 1. A price-regulated telecommunications utility may not  
16          increase its rates for services under par. (a), except for basic message  
17          telecommunications service, for a period of 3 years after electing to become price  
18          regulated. Following the initial 3-year period for services under par. (a), except for  
19          basic message telecommunications service, and at any time for basic message  
20          telecommunications service, a price-regulated telecommunications utility may  
21          increase its rates for those services to the extent that the change in the revenue  
22          weighted price indices does not exceed 2 percentage points less than the most recent

1 annual change in the gross domestic product price index, as published by the federal  
2 government. The commission shall, by rule, create a penalty mechanism for up to  
3 a one percentage point increase in the percentage offset for inadequate service  
4 provided by or insufficient investment made by a price-regulated  
5 telecommunications utility. The commission shall, by rule, create an incentive  
6 mechanism for up to a one percentage point decrease in the percentage offset to  
7 encourage infrastructure investment by the price-regulated telecommunications  
8 utility. For a telecommunications utility with more than 500,000 access lines in use  
9 in this state at the time of electing to become price regulated, the percentage offset  
10 to the change in the gross domestic product price index shall be 3 percentage points  
11 and the penalty mechanism and incentive mechanism shall be up to 2 percentage  
12 points. No earlier than 6 years after September 1, 1994, and no more frequently than  
13 every 3 years thereafter, the commission may, following notice and an opportunity  
14 for hearing, by rule increase or decrease the gross domestic product price index  
15 percentage offset by a maximum of one percentage point in any 12-month period to  
16 reflect any statewide changes in the productivity experience of the  
17 telecommunications industry. The commission shall promulgate rules to identify the  
18 factors that the commission may consider in determining changes in the productivity  
19 experience of the telecommunications industry. If application of the price regulation  
20 index formula achieves a negative result, prices shall be reduced so that the  
21 cumulative price change for services under par. (a), including prior price reductions  
22 in these services, achieves the negative result.

23 2. Annual permitted price increases under this paragraph may be deferred and  
24 accumulated for a maximum of 3 years into a single increase. The first permitted  
25 increase after the telecommunications utility elects to become price regulated shall

1 be limited by the most recent annual change in the gross domestic product price  
2 index, less 2 percentage points, plus or minus any penalty or incentive adjustment.  
3 For a telecommunications utility with more than 500,000 access lines in use in this  
4 state, the first permitted increase shall be limited by the most recent annual change  
5 in the gross domestic product price index, less 3 percentage points, plus or minus any  
6 penalty or incentive adjustment. The increase in any rate element may not at any  
7 time exceed 10% or the increase in the gross domestic product price index, whichever  
8 is greater.

9 3. A rate change under this paragraph shall take effect 45 days after the date  
10 on which notice is received by the commission. A telecommunications utility shall  
11 notify customers of a rate change under this paragraph by a bill insert that is  
12 included in a bill no later than the first billing provided after notice of a rate change  
13 is submitted to the commission. A telecommunications utility may file only one rate  
14 increase under this paragraph during any 12-month period.

NOTE: Subdivides long paragraph for improved readability.

15 —SECTION 10. 227.53 (1) (intro.) of the statutes is amended to read:

16 227.53 (1) (intro.) Except as otherwise specifically provided by law, any person  
17 aggrieved by a decision specified in s. 227.52 shall be entitled to judicial review  
18 thereof of the decision as provided in this chapter: and subject to the all of the  
19 following procedural requirements: ✓

NOTE: Amends provision for conformity with current style for (intro.) provisions.

20 —SECTION 11. 227.53 (1) (d) of the statutes is amended to read:

21 227.53 (1) (d) ~~The agency (except~~ Except in the case of the tax appeals  
22 commission ~~and, the banking review board, the credit union review board, the~~  
23 savings and loan review board and the savings bank review board), the agency and

1 all parties to the proceeding before it, shall have the right to participate in the  
2 proceedings for review. The court may permit other interested persons to intervene.  
3 Any person petitioning the court to intervene shall serve a copy of the petition on each  
4 party who appeared before the agency and any additional parties to the judicial  
5 review at least 5 days prior to the date set for hearing on the petition.

NOTE: Reorders text to eliminate parentheses consistent with current style.

6 **SECTION 12.** 230.35 (4) (a) 1. and 3. to 9. of the statutes are amended to read:

7 230.35 (4) (a) 1. January 1<sub>1</sub>.

8 3. The last Monday in May, which shall be the day of celebration for May 30<sub>1</sub>.

9 4. July 4<sub>1</sub>.

10 5. The first Monday in September<sub>1</sub>.

11 6. The 4th Thursday in November<sub>1</sub>.

12 7. December 24<sub>1</sub>.

13 8. December 25<sub>1</sub>.

14 9. December 31<sub>1</sub>.

NOTE: Replaces punctuation for internal consistency and conformity with current style.

15 **SECTION 13.** 230.36 (1) of the statutes is renumbered 230.36 (2m) (a) (intro.)

16 and amended to read:

17 230.36 (2m) (a) (intro.) If a any of the following state employes suffers injury  
18 while in the performance of duties, the employe shall continue to be fully paid by the  
19 employing agency upon the same basis as paid prior to the injury, with no reduction  
20 in sick leave credits, compensatory time for overtime accumulations or vacation and  
21 no reduction in the rate of earning sick leave credit or vacation:

22 1. A conservation warden<sub>1</sub>.

23 2. A conservation patrol boat captain<sub>1</sub>.

1        3. A conservation patrol boat engineer.

2        4. A state forest ranger.

3        5. A conservation field employe of the department of natural resources who is  
4        subject to call for fire control duty.

5        6. A member of the state patrol.

6        7. A state motor vehicle inspector.

7        8. A lifeguard.

8        9. A excise tax investigator employed by the department of revenue.

9        10. A special criminal investigation agent employed by the department of  
10       justice.

11       11. A special tax agent.

12       12. A state drivers' license examiner.

13       13. A state fair park police officer.

14       14. A University of Wisconsin System police officer and or other state facilities  
15       police officer and patrol officer.

16       15. A security officer, ~~watcher,~~ or security person.

17       16. An engineer.

18       17. An engineering aide.

19       18. A building construction superintendent.

20       19. A fire fighter employed at the Wisconsin Veterans Home, or.

21       20. A guard or institutional aide or a state probation, extended supervision and  
22       parole officer or any other employe whose duties include supervision and discipline  
23       of inmates or wards of the state at a state penal institution, including a secured  
24       correctional facility, as defined in s. 938.02 (15m), or while on parole supervision or  
25       extended supervision outside of the confines of the institutions, or supervision of

persons placed on probation by a court of record, or supervision and care of patients at a state mental institution, and the University of Wisconsin Hospitals and Clinics suffers injury while in the performance of his or her duties, as defined in subs. (2) and (3); or any other.

21. A state employee who is not listed in this ~~subsection and~~ <sup>paragraph</sup> who is ordered by his or her appointing authority to accompany any an employee listed in this ~~subsection~~ <sup>paragraph</sup> while the listed employee is engaged in the duties defined in enumerated under sub. (3), or any other (1m) (b).

22. A state employee who is not listed in this ~~subsection and~~ <sup>paragraph</sup> who is ordered by his or her appointing authority to perform the duties enumerated under sub. (1m) (b), when permitted, in lieu of the a listed employee and while so engaged in the duties defined in sub. (3), ~~suffers injury as defined in sub. (2) the employee shall continue to be fully paid by the employing agency upon the same basis as paid prior to the injury, with no reduction in sick leave credits, compensatory time for overtime accumulations or vacation and no reduction in the rate of earning sick leave credit or vacation.~~

(b) The full pay under par. (a) (intro.) shall continue while the employee is unable to return to work as the result of the injury or until the termination of his or her employment upon recommendation of the appointing authority. At any time during the employee's period of disability the appointing authority may, at the expense of the employing agency, order physical or medical examinations to determine the degree of disability ~~at the expense of the employing agency~~.

NOTE: Subdivides provision in outline form and reorders text for improved readability and conformity with current style. Deletes cross-references to defined terms and amends cross-references to reflect renumbering made by this bill. Previous legislation replaced the gender specific "watchman" with the gender neutral "watcher",



but these terms are not synonymous. Current style is to use "guard" or "security person" rather than "watchman".

1       —SECTION 14. 230.36 (2) of the statutes is renumbered 230.36 (1m) (intro.) and  
2       amended to read:

3       230.36 (1m) (intro.) ~~"Injury" as used in~~ In this section is:

4       (a) "Injury" means physical harm to an employee caused by accident or disease.

NOTE: Renumbers definition to locate it at the beginning of the applicable statute provision and reorders text in accordance with current style.

5       —SECTION 15. 230.36 (3) of the statutes is renumbered 230.36 (1m) (b), and  
6       230.36 (1m) (b) (intro.) and 2. (intro.), as renumbered, are amended to read:

7       230.36 (1m) (b) (intro.) ~~As used in this section "performance"~~ Performance of  
8       duties" means duties performed in line of duty by any of the following:

9       2. (intro.) A conservation warden, conservation patrol boat captain,  
10      conservation patrol boat engineer, member of the state patrol, state motor vehicle  
11      inspector, University of Wisconsin System police officer, security officer, ~~watcher or~~  
12      security person, state fair park police officer, special tax agent, excise tax  
13      investigator employed by the department of revenue and special criminal  
14      investigation agent employed by the department of justice at all times while:

NOTE: Amends the (intro.) to fit within a single definitions provision and for conformity with current style for (intro.) provisions. Previous legislation replaced the gender specific "watchman" with the gender neutral "watcher", but these terms are not synonymous. Current style is to use "guard" or "security person" rather than "watchman".

15      —SECTION 16. 230.36 (5) of the statutes is amended to read:

16      230.36 (5) ~~The An~~ employing agency ~~which that~~ makes payments under this  
17      section is entitled to the right of subrogation for reimbursement to the extent that  
18      the injured employee may recover the reimbursed items in an action or claim in tort  
19      against any 3rd party. The repayment shall not exceed the total sums paid to ~~such~~  
20      the injured employee under this section and shall be limited to the total sum credited

1 to ~~such~~ the injured employee, as damages for pay and fringe benefits actually received  
2 in the settlement of any claim caused by the negligence of ~~such~~ the 3rd party.

NOTE: Inserts specific references and replaces incorrectly used "which" consistent with current style.

3 ~~SECTION 17.~~ 230.36 (6) of the statutes is amended to read:

4 230.36 (6) Any person who is employed by the University of Wisconsin  
5 Hospitals and Clinics Authority, who suffers an injury ~~as defined in sub. (2)~~ between  
6 June 29, 1996, and June 30, 1997, shall be covered under this section if the person,  
7 had he or she been a state employee, would have been covered under this section.

NOTE: Deletes cross-reference to defined term consistent with current style.

8 ~~SECTION 18.~~ 234.42 (1) of the statutes is renumbered 234.42 (1s).

NOTE: Renumbers provision to accommodate moving a definition to the beginning of the section in accordance with current style. See the next two sections of this bill.

9 ~~SECTION 19.~~ 234.42 (1g) of the statutes is created to read:

10 234.42 (1g) In this section "veterans capital reserve fund requirement" means  
11 an amount equal to the maximum amount, in any succeeding year, of principal and  
12 interest, other than principal and interest for which sinking fund payments are  
13 specified in any resolution of the authority authorizing veterans housing bonds of the  
14 authority then outstanding, maturing and becoming due in that succeeding year on  
15 all veterans housing bonds of the authority then outstanding, except veterans  
16 housing bonds due in that succeeding year issued to provide funds for mortgage loans  
17 through the purchase of mortgages or mortgage-backed securities guaranteed by the  
18 United States or an agency or instrumentality of the United States, plus all amounts  
19 specified in any resolution of the authority authorizing veterans housing bonds of the  
20 authority then outstanding as payable as a sinking fund payment in such year.

NOTE: The definition previously contained in sub. (2) is moved to a separate subsection at the beginning of the section, parentheses are replaced, commas deleted and disfavored terms replaced in accordance with current style.

1        ~~SECTION 20.~~ 234.42 (2) of the statutes is renumbered 234.42 (2) (a) (intro.) and  
2 amended to read:

3            234.42 (2) (a) (intro.) All moneys held in the veterans capital reserve fund,  
4 except as otherwise specifically provided, shall be used solely for any of the following  
5 purposes:

6            1. The payment of the principal of veterans housing bonds of the authority as  
7 the same mature, ~~the~~.

8            2. The making of sinking fund payments with respect to veterans housing  
9 bonds of the authority, ~~the~~.

10           3. The purchase of veterans housing bonds of the authority, ~~the~~.

11           4. The payment of interest on veterans housing bonds of the authority ~~or the~~.

12           5. The payment of any redemption premium required to be paid when veterans  
13 housing bonds are redeemed prior to maturity.

14           (b) Except for the purpose of paying principal of and interest on veterans  
15 housing bonds of the authority maturing and becoming due and for the payment of  
16 which other moneys of the authority are not available, and except for making sinking  
17 fund payments with respect to veterans housing bonds of the authority and for the  
18 payment of which other moneys of the authority are not available, moneys in the  
19 veterans capital reserve fund shall not be withdrawn at any time in such an amount  
20 as that would reduce the fund to less than ~~an amount, called in this section "the~~  
21 ~~veterans capital reserve fund requirement", equal to the maximum amount, in any~~  
22 ~~succeeding year, of principal and interest, other than principal and interest for which~~  
23 ~~sinking fund payments are specified in any resolution of the authority authorizing~~  
24 ~~veterans housing bonds of the authority then outstanding, maturing and becoming~~  
25 ~~due in such year on all veterans housing bonds of the authority then outstanding~~

1 ~~(other than veterans housing bonds due in such year issued to provide funds for~~  
2 ~~mortgage loans through the purchase of mortgages or mortgage-backed securities~~  
3 ~~guaranteed by the United States or an agency or instrumentality of the United~~  
4 ~~States) plus all amounts specified, in any resolution of the authority authorizing~~  
5 ~~veterans housing bonds of the authority then outstanding, as payable as a sinking~~  
6 ~~fund payment in such year. Any income or interest earned by, or increment to, the~~  
7 ~~veterans capital reserve fund due to the investment thereof~~ of the fund ~~may be~~  
8 ~~transferred by the authority to the veterans housing bond redemption fund to the~~  
9 ~~extent it does not reduce the amount of the veterans capital reserve fund below the~~  
10 ~~veterans capital reserve fund requirement.~~

NOTE: Subdivides long subsection in outline form, inserts specific reference and replaces disfavored term for improved readability and conformity with current style. The definition of "veterans capital reserve fund requirement" is moved to a separate definition subsection at the beginning of the section consistent with current style. See the previous section of this bill.

11 SECTION 21. 234.623 of the statutes is amended to read:

12 **234.623 Eligibility.** The authority shall make loans to participants a  
13 participant <sup>Plain</sup> ~~who~~ <sup>space</sup> meets all of the following requirements:

14 (1) <sup>plain space</sup> ~~Apply~~ The participant applies on forms prescribed by the authority for a  
15 loan to pay property taxes or special assessments by June 30 of the year in which the  
16 taxes or special assessments are payable on a qualifying dwelling unit and, except  
17 as provided in s. 234.625 (5), ~~specify~~ <sup>specifies</sup> the names of all coowners;

18 (2) ~~Reside~~ The participant resides in the qualifying dwelling unit more than  
19 6 months of the year preceding each year of participation, but temporary residency  
20 in a health care facility may be substituted for any portion of this 6-month  
21 residency.

1           (3) ~~Keep~~ The participant keeps continuously in effect during the period that  
2           a loan is outstanding under ss. 234.621 to 234.626 a fire and extended casualty  
3           insurance policy on the qualifying dwelling unit satisfactory to the authority and  
4           ~~permit~~ <sup>permits</sup> the authority to be named on the policy as a lienholder; ~~and~~.

5           (4) ~~Either~~ The participant either individually or with other coowners ~~own~~ owns  
6           the qualifying dwelling unit free and clear. If the qualifying dwelling unit is owned  
7           with coowners, each of these persons must approve the application under sub. (1).

8           (5) ~~Earned~~ The participant earned no more than \$20,000 in income, as defined  
9           under s. 71.52 (5), in the year prior to the year in which the property taxes or special  
10          assessments for which the loan is made are due.

NOTE: Amends provision (intro.) for conformity with current style for (intro.)  
provisions and amends the subsequent subsections accordingly. Replaces punctuation  
for internal consistency and conformity with current style.

11          — **SECTION 22.** 234.65 (3) (intro.) of the statutes is amended to read:

12           234.65 (3) (intro.) ~~The~~ Except as provided in sub. (3g), <sup>✓</sup> the authority may  
13          finance an economic development loan only if all of the following conditions are met:

14          — **SECTION 23.** 234.65 (3) (a) 1. of the statutes is renumbered 234.65 (3) (a) and  
15          amended to read:

16           234.65 (3) (a) The business ~~which~~ that will receive the loan, at least 30 days  
17          prior to signing of the loan contract, has given notice of intent to sign the contract,  
18          on a form prescribed under s. 560.034 (1), to the department of commerce and to any  
19          collective bargaining agent in this state with whom the person has a collective  
20          bargaining agreement; ~~and~~.

21          — **SECTION 24.** 234.65 (3) (a) 2. of the statutes is renumbered 234.65 (3) (am) and  
22          amended to read:

1           234.65 (3) (am) The authority has received an estimate issued under s. 560.034  
2           (5) (b), and the department of commerce has estimated whether the project ~~which~~  
3           that the authority would finance under the loan is expected to eliminate, create or  
4           maintain jobs on the project site and elsewhere in this state and the net number of  
5           jobs expected to be eliminated, created or maintained as a result of the project.

*s. 234.65 (3) (intro.)*  
NOTE: Section 234.65 (3) (a) 3. and 4. are renumbered to s. 234.65 (3g) *(a) and (b)* by the next  
section of this bill and ~~the intro.~~ *to this provision* is amended to reflect the renumbering.  
See the next section of this bill. Section 234.65 (3) (a) 1. and 2. are renumbered.  
Incorrectly used "which" is replaced consistent with current style.

6           —SECTION 25. 234.65 (3) (a) 3. and 4. of the statutes are renumbered 234.65 (3g)  
7           (a) and (b) and amended to read:

8           234.65 (3g) (a) Nothing in ~~this paragraph sub. (3) (a) or (am)~~ *✓* may be deemed  
9           considered to require a business signing a loan contract to satisfy an estimate under  
10          ~~subd. 2.~~ sub. (3) (am). *✓*

11          (b) ~~Subdivisions 1. to 3. Paragraph (a) and sub. (3) (a) and (am)~~ do not apply  
12          to a person engaged in the business of operating a railroad or to an economic  
13          development loan to finance an economic development project described under s.  
14          234.01 (4n) (c).

NOTE: Section 234.65 (3) (a) 3. and 4. are renumbered to a separate provision as  
subds. 3. and 4. are not read together with subds. 1. and 2. and do not fit grammatically  
under sub. (3) (intro.). Replaces disfavored term and amends cross-references consistent  
with the renumbering by section.

15          —SECTION 26. 234.94 (2) (intro.) of the statutes is amended to read:

16          234.94 (2) (intro.) "Community development corporation" means any of the  
17          following:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

18          —SECTION 27. 234.94 (2) (b) of the statutes is amended to read:

19          234.94 (2) (b) A corporation organized under ch. 181 that satisfies all of the  
20          following requirements:

1           1. ~~That~~ The corporation is organized to operate within specific geographic  
2 boundaries;.

3           2. ~~That~~ The corporation permits all adults residing in the area of operation to  
4 become members of the corporation and limits voting membership of persons not  
5 residing in the area to not more than 10% of the total membership;.

6           2m. ~~That~~ The corporation is a nonprofit corporation, as defined in s. 181.0103  
7 (17).

8           3. ~~That~~ The corporation has a board of directors, a majority of whom reside in  
9 a target area or are members of a target group;.

10          4. ~~That~~ The corporation makes a demonstrable effort to hire low-income or  
11 underemployed residents of the operating area;.

12          5. ~~Whose~~ The corporation's purpose is to promote the employment of members  
13 of a target group through projects that meet the conditions specified in s. 234.96 (1)  
14 (a) to (d);.

15          6. ~~That~~ The corporation demonstrates a commitment to involving residents of  
16 target areas or members of target groups in projects; ~~and~~.

17          7. ~~That~~ The corporation petitions the authority for designation as a community  
18 development corporation.

NOTE: Amends (intro.) paragraph in accordance with current style for (intro.)  
provisions and amends the subsequent subdivisions to correspond with the amended  
(intro.). Replaces punctuation for internal consistency and conformity with current style.

19          SECTION 28. 236.20 (intro.) of the statutes is amended to read:

20               **236.20 Final plat.** (intro.) A final plat of subdivided land shall comply with  
21 all of the following requirements:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

22          SECTION 29. 236.20 (1) (intro.) and (a) of the statutes are amended to read:

1           236.20 (1) GENERAL REQUIREMENTS. (intro.) All plats shall be legibly prepared  
2 ~~in the following manner and meet all of the following requirements:~~

3           (a) ~~With~~ The plat shall have a binding margin 1 1/2 inches wide on the left side,  
4 and a one-inch margin on all other sides. A graphic scale of not more than 100 feet  
5 to one inch shall be shown on each sheet showing layout features. When more than  
6 one sheet is used for any plat, each sheet shall be numbered consecutively and shall  
7 contain a notation giving the total number of sheets in the plat and showing the  
8 relation of that sheet to the other sheets and each sheet shall bear the subdivision  
9 and county name.

NOTE: Amends (intro.) for conformity with current style for (intro.) provisions and  
amends sub. (1) (a) accordingly.

10       —SECTION 30. 236.20 (2) (intro.) of the statutes is amended to read:

11           236.20 (2) MAP AND ENGINEERING INFORMATION. (intro.) The final plat shall show  
12 correctly on its face all of the following:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

13       —SECTION 31. 236.20 (3) (intro.) and (a) of the statutes are amended to read:

14           236.20 (3) NAME, LOCATION AND POSITION. (intro.) The name of the plat shall be  
15 printed thereon in prominent letters, and shall not be a duplicate of the name of any  
16 plat previously recorded in the same county or municipality. ~~The~~ All of the following  
17 information relating to the position and location of the subdivision shall be shown  
18 on the plat:

19           (a) The location of the subdivision by government lot, recorded private claim,  
20 quarter-quarter section, section, township, range and county noted immediately  
21 under the name given the subdivision;

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and  
replaces punctuation for internal consistency and conformity with current style.

22       —SECTION 32. 236.20 (4) (b) of the statutes is amended to read:



1           236.20 (4) (b) All lands dedicated to public use except roads and streets shall  
2   be clearly marked "Dedicated to the Public";<sup>✓</sup>

NOTE: Replaces punctuation for internal consistency and conformity with current style.

3           ~~SECTION 33.~~ 236.20 (5) of the statutes is amended to read:

4           236.20 (5) SITE CONDITIONS AND TOPOGRAPHY. The final plat shall show all of the  
5   following:

6           (a) All existing buildings;<sub>1</sub>

7           (b) All watercourses, drainage ditches and other existing features pertinent to  
8   proper subdivision;<sub>1</sub>

9           (c) The water elevations of adjoining lakes or streams at the date of the survey  
10   and the approximate high and low water elevations of such those lakes or streams.

11   All elevations shall be referred to some permanent established datum plane.

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style. Replaces disfavored term.

12           ~~SECTION 34.~~ 236.21 (1) (intro.), (a) and (c) of the statutes are amended to read:

13           236.21 (1) SURVEYOR'S CERTIFICATE OF COMPLIANCE WITH STATUTE. (intro.) The  
14   certificate of the surveyor who surveyed, divided and mapped the land giving all of  
15   the following information, which shall have the same force and effect as an affidavit:

16           (a) By whose direction the surveyor made the survey, subdivision and plat of  
17   the land described on the plat;<sub>1</sub>

18           (c) A statement that the plat is a correct representation of all the exterior  
19   boundaries of the land surveyed and the subdivision of it;<sub>1</sub>

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style.

20           **SECTION 35.** 236.21 (1) (b) of the statutes is amended to read:

1           236.21 (1) (b) A clear and concise description of the land surveyed, divided and  
2 mapped by government lot, recorded private claim, quarter-quarter section, section,  
3 township, range and county; and by metes and bounds commencing with a  
4 monument at a section or quarter section corner of the quarter section and not at the  
5 center of the section, or at the end of a boundary line of a recorded private claim or  
6 federal reservation in which the subdivision is located; ~~or if~~. If the land is located in  
7 a recorded subdivision or recorded addition thereto, then the land shall be described  
8 by the number or other description of the lot, block or subdivision thereof, ~~which~~ <sup>that</sup> has  
9 previously been tied to a corner marked and established by the U.S. public land  
10 survey.

NOTE: Breaks up long sentence to improve readability. / Replaces "which" with "that" to correct grammar.

11       — **SECTION 36.** 236.295 (1) (intro.) and (a) of the statutes are amended to read:

12           236.295 (1) (intro.) Correction instruments may be recorded in the office of the  
13 register of deeds in the county in which the plat or certified survey map is recorded  
14 and may include any of the following:

15           (a) Affidavits to correct distances, angles, directions, bearings, chords, block or  
16 lot numbers, street names or other details shown on a recorded plat or certified  
17 survey map; and.

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style.

18       — **SECTION 37.** 242.01 (7) (a) 3. and 4. of the statutes are amended to read:

19           242.01 (7) (a) 3. A general partner in a partnership described in subd. 2.; <sup>✓</sup> or

20           4. A corporation of which the debtor is a director, officer or person in control;

21       or

NOTE: Modifies punctuation consistent with the remainder of the section.

22       **SECTION 38.** 252.073 (6) of the statutes is amended to read:

1 252.073 (6) TRUSTEES OF COUNTY SANATORIUM. The county sanatorium shall be  
2 controlled and managed, subject to regulations approved by the county board, by 3  
3 trustees ~~(, who shall be electors of the county),~~ elected by the county board in the  
4 manner, at the times, for the terms, and subject to the limitations and conditions  
5 provided in s. 46.18. *repealed by Act 9*

NOTE: Replaces parentheses consistent with current style.

6 SECTION 39. 252.076 (1) of the statutes is amended to read:

7 252.076 (1) ~~Such portions~~ Any part of the buildings, grounds and facilities of  
8 an established county tuberculosis sanatorium not needed for hospitalization or  
9 treatment of tuberculosis patients and ~~such any~~ improvements and additions as that  
10 the county board of supervisors may make in connection ~~therewith~~ with a county  
11 tuberculosis sanatorium may be established and used as a county home for the aged  
12 or a unit ~~thereof~~ of a county home for the aged when the board of supervisors of the  
13 county by a majority vote of its members ~~so determines and makes provision therefor~~  
14 ~~in accordance with~~ provides for under this section.

NOTE: Inserts specific references and replaces disfavored terms for improved readability and conformity with current style.

15 SECTION 40. 252.076 (2) (intro.) of the statutes is renumbered 252.076 (2) (a)  
16 and amended to read:

17 252.076 (2) (a) ~~No~~ In this subsection, "county home" means a county home for  
18 the aged or a unit thereof ~~so of a county home for the aged~~ established under sub. (1).

19 (b) No county home shall be used or occupied for such purpose unless and until  
20 all of the following conditions are met:

NOTE: See NOTE following SECTION 41.

21 SECTION 41. 252.076 (2) (a), (b) and (c) of the statutes are renumbered 252.076

22 (2) (b) 1., 2. and 3. and amended to read:

1 252.076 (2) (b) 1. The facilities ~~used as a~~ of the county home for the aged are  
2 separated from the remaining facilities used as a tuberculosis sanatorium in a  
3 manner designed to prevent the spread of tuberculosis and approved by the  
4 department.

5 2. The buildings ~~thereof~~ of the county home are disinfected in a manner  
6 approved by the department; ~~and~~.

7 3. Adequate provision is made for sanitation of dishes and tableware and  
8 precaution is taken to prevent food contamination and introduction of a source of  
9 infection to the county home ~~unit~~, in accordance with ~~such~~ methods and standards  
10 as the prescribed by the department may prescribe.

NOTE: Reorders text to create a definition that provides internally consistent terminology and amends the subsequent text accordingly, amends (intro.) paragraph in accordance with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style.

11 SECTION 42. 252.076 (3) to (5) of the statutes are amended to read:

12 252.076 (3) Management of the ~~2 institutions~~ jointly housed ~~units~~ under this  
13 section shall be separate and distinct. The jointly housed county home or unit of a  
14 jointly housed county home shall for all purposes be ~~deemed~~ considered part of, and  
15 be managed and operated by the same authorities as, any previously established and  
16 existing county home of the county. Except as otherwise provided by statute, and so  
17 far as applicable, this section and ss. 252.073 and 252.08 shall continue to apply to  
18 a jointly housed county tuberculosis sanatorium and ss. 49.70 and 49.703 shall apply  
19 to a jointly housed county home or a unit of a jointly housed county home.

20 (4) When separate facilities for any ~~such~~ services are not provided for each  
21 institution jointly housed under this section, the trustees of the county tuberculosis  
22 sanatorium shall hold and manage, employ necessary employees to operate and do the  
23 purchasing for the operation of a common kitchen, laundry, heating plant, power

1 plant, water supply or other joint facilities, for the use and benefit of both  
2 institutions.

3 (5) This section ~~shall~~ does not apply to counties having with a population of  
4 500,000 or more.

NOTE: Inserts specific references and replaces disfavored terminology for improved  
readability and clarity.

ACT 9

5 SECTION 43. 254.31 (3) of the statutes is amended to read:

6 254.31 (3) "By-product material" means any radioactive material ~~(, except~~  
7 ~~special nuclear material),~~ yielded in or made radioactive by exposure to the radiation  
8 incident to the process of producing or utilizing special nuclear material.

NOTE: Replaces parentheses consistent with current style.


9 SECTION 44. 280.15 (4) of the statutes is amended to read:

10 280.15 (4) ~~Except as herein otherwise provided, no person, firm or corporation~~  
11 ~~shall engage in the industry of well drilling or pump installing for compensation in~~  
12 ~~this state without having duly registered and obtained a permit therefor as herein~~  
13 ~~provided. No permit shall be~~ person is required of any person to obtain a permit  
14 under this section for driving, digging or otherwise obtaining groundwater supply on  
15 real estate owned or leased by ~~him~~ that person, but such ~~the~~ well and the work done  
16 thereon shall comply and be in conformity with the law and the rules ~~and regulations~~  
17 ~~prescribed promulgated~~ by the department.

NOTE: Deletes redundant sentence. 1983 Wis. Act 27 added the following to sub.  
(1) without treating sub. (4):

"Except as provided under ss. 280.17 and 280.19, no person may engage in  
the business of well drilling or pump installing in this state unless the person  
registers each place of business or retail outlet he or she operates as a well  
driller or pump installer and pays the required permit fee."

Also reorders text for improved readability and replaces gender-specific pronoun  
under s. 13.93 (1) (m). Amends language regarding administrative law consistent with  
ch. 227.



1        ~~SECTION 45.~~ 281.41 (1) of the statutes is renumbered 281.41 (1) (a) and  
2 amended to read:

3        281.41 (1) (a) Except as provided under sub. (2), every owner within the time  
4 prescribed by the department, shall file with the department a certified copy of  
5 complete plans of a proposed system or plant or extension thereof, in scope and detail  
6 satisfactory to the department, and, if required, of existing systems or plants, and  
7 ~~such any~~ other information concerning maintenance, operation and other details as  
8 ~~that~~ the department requires, including the information specified under s. 281.35 (5)  
9 (a), if applicable. Material changes with a statement of the reasons shall be likewise  
10 submitted. Before plans are drawn, a statement concerning the improvement may  
11 be made to the department and the department may, if requested, outline generally  
12 what it will require. Upon receipt of ~~such the~~ plans for approval, the department or  
13 its ~~duly~~ authorized representative shall notify the owner of the date of receipt.

14        (b) Within 90 days from the time of receipt of complete plans or within the time  
15 specified in s. 281.35 (5) (c), if applicable, the department or its authorized  
16 representative shall examine and take action to approve, approve conditionally or  
17 reject the plans and shall state in writing any conditions of approval or reasons for  
18 rejection. Approval or disapproval of ~~such the~~ plans and specifications ~~shall may~~ not  
19 be contingent upon eligibility of ~~such the proposed~~ project for federal aid. The time  
20 period for review may be extended by agreement with the owner if the plans and  
21 specifications cannot be reviewed within the specified time limitation due to  
22 circumstances beyond the control of the department or in the case of extensive  
23 installation involving expenditures of \$350,000 or more. The extension ~~shall may~~  
24 not exceed 6 months. Failure of the department or its authorized representative to  
25 act before the expiration of the time period allowed for review shall constitute an

1 approval of the plans, and upon demand a written certificate of approval shall be  
2 issued. Approval may be subject to modification by the department upon due notice.

3 (c) Construction or material change shall be according to approved plans only.

4 The department may disapprove plans ~~which~~ that are not in conformance with any  
5 existing approved areawide waste treatment management plan prepared pursuant  
6 to the federal water pollution control act, P.L. 92-500, as amended, and shall  
7 disapprove plans that do not meet the grounds for approval specified under s. 281.35  
8 (5) (d), if applicable. The department shall require each person whose plans are  
9 approved under this section to report that person's volume and rate of water  
10 withdrawal, as defined under s. 281.35 (1) (m), and that person's volume and rate of  
11 water loss, as defined under s. 281.35 (1) (L), if any, in the form and at the times  
12 specified by the department.

NOTE: Subdivides provision to break up long subsection and improve readability.  
Replaces disfavored terms and improperly used "which".

13 ~~SECTION 46.~~ 281.47 (1) (c) of the statutes is renumbered 281.47 (1) (c) 1. and  
14 amended to read:

15 281.47 (1) (c) 1. ~~In~~ Except as provided in subd. 2., <sup>✓</sup> in lieu of the construction in  
16 compliance with ~~the foregoing provision~~ <sup>✓</sup> par. (a) for diversion from ~~such~~ lakes  
17 described in par. (a), any owner of an existing plant, on or before September 1, 1967,  
18 or any owner of a new system or plant prior to construction of ~~such~~ the new system  
19 or plant, may file with the department ~~such~~ plans for advanced treatment of effluent  
20 from primary or secondary treatment ~~as that~~ in the judgment of the department will  
21 accomplish substantially the same results in eliminating nuisance conditions on  
22 ~~such a lake~~ described in par. (a) as would be accomplished by diversion of secondary  
23 sewage effluent from ~~said the~~ lake ~~to~~, without at the same time creating other

1 objectionable or damaging results), ~~and such.~~ The owner shall be of the plant or  
2 system is exempt from ~~the foregoing provisions of this subsection par. (a)~~ for  
3 diversion from ~~such~~ the lakes described in par. (a) upon approval of ~~such~~ the plans  
4 submitted under this paragraph and installation of advanced treatment facilities  
5 and procedures in compliance therewith, ~~but nothing shall impair.~~

6 2. Nothing in subd. 1. impairs the authority of the department to require at any  
7 time preliminary or final plans, or both, for diversion construction.

NOTE: Breaks up and subdivides long sentence, replaces parentheses, replaces  
disfavored terms and inserts specific references and cross-references for improved  
readability and conformity with current style.

8 ~~SECTION 47.~~ 283.31 (3) (a) to (c) of the statutes are amended to read:

9 283.31 (3) (a) Effluent limitations;.

10 (b) Standards of performance for new sources;.

11 (c) Effluent standards, effluents prohibitions and pretreatment standards;.

NOTE: Replaces punctuation for internal consistency and conformity with current  
style.

12 ~~SECTION 48.~~ 283.55 (1) (intro.) and (a) to (d) of the statutes are amended to read:

13 (1) (intro.) MONITORING AND REPORTING REQUIREMENTS. Every owner or  
14 operator of a point source who is required to obtain a permit issued under s. 283.31  
15 shall do all of the following:

16 (a) Establish and maintain records of the volume of effluent discharged and the  
17 amount of each pollutant discharged from each point source under the owner's or  
18 operator's ownership or control;.

19 (b) Make regular reports to the department on the volume of effluent  
20 discharged and the amount of each pollutant discharged from each ~~such~~ point source;  
21 under the owner's or operator's ownership or control.



1 (c) Install, use and maintain such monitoring equipment or methods, including  
2 where appropriate, biological monitoring methods, as are necessary to determine the  
3 volume of effluent discharged and to identify and determine the amount of each  
4 pollutant discharged from each ~~such~~ point source; under the owner's or operator's  
5 ownership or control.

6 (d) Sample the effluents discharged from each ~~such~~ point source under the  
7 owner's or operator's ownership or control in accordance with such methods, at such  
8 locations and in such manner as the department shall by rule prescribe.

NOTE: Modifies (intro.) subsection, inserts specific references and replaces  
punctuation for internal consistency and conformity with current style.

9 ~~SECTION 49.~~ 340.01 (3) (a) to (dm) (intro.) and (e) to (h) of the statutes are  
10 amended to read:

11 340.01 (3) (a) Police vehicles, whether publicly or privately owned. ~~Police~~  
12 ~~vehicles include, including~~ bicycles being operated by law enforcement officers.

13 (b) Conservation wardens' vehicles or foresters' trucks, whether publicly or  
14 privately owned.

15 (c) Vehicles of a fire department or fire patrol.

16 (d) Privately owned motor vehicles being used by deputy state fire marshals or  
17 by personnel of a full-time or part-time fire department or by members of a  
18 volunteer fire department while ~~enroute~~ en route to a fire or on an emergency call  
19 pursuant to orders of their chief or other commanding officer.

20 (dm) (intro.) ~~A privately~~ Privately owned motor ~~vehicle which is~~ vehicles that  
21 are all of the following:

no  
change (20)

1 (e) ~~Such emergency~~ Emergency vehicles of municipal or county departments  
2 or public service corporations as ~~that~~ are designated or authorized by the local  
3 authorities to be authorized emergency vehicles.

4 (f) ~~Such emergency~~ Emergency vehicles of state departments as ~~that~~ are  
5 designated or authorized by the heads of ~~such~~ those departments to be authorized  
6 emergency vehicles.

7 (g) ~~Such ambulances, publicly~~ Publicly owned, ~~as ambulances that~~ are  
8 designated or authorized by local authorities to be authorized emergency vehicles.

9 (h) ~~The~~ An emergency vehicle authorized by the county board of supervisors  
10 of any county ~~may authorize for use by~~ the county coroners or medical examiners to  
11 ~~use an emergency vehicle for the purpose of traveling en route~~ to the scene of a fatal  
12 accident or a death and on ~~such~~ any other occasions as ~~that~~ are authorized pursuant  
13 to under par. (e). *NOTE: (from p. 27)*

14 **SECTION 50.** 340.01 (3) (i) of the statutes is amended to read:

15 340.01 (3) (i) ~~Such~~ Privately owned ambulances ~~which are privately owned and~~  
16 ~~that~~ are operated by their owners or by their owners' agents and ~~which vehicles that~~  
17 are authorized in writing by the sheriff or others designated by the county board to  
18 be operated as emergency vehicles. ~~The sheriff or others designated by the county~~  
19 ~~board may make such authorization which shall be in writing and which shall be~~ The  
20 authorization is effective throughout the state until rescinded. The sheriff or others  
21 designated by the county board may designate any owner of ambulances usually kept  
22 in the county to operate ~~such vehicles~~ those ambulances as authorized emergency  
23 vehicles. ~~Such~~ The written authorization shall at all times be carried on each  
24 ambulance used for emergency purposes. The sheriff shall keep a file of ~~such~~  
25 authorizations made under this paragraph in the sheriff's office for public

IN SET  
FROM  
PAGE  
27

X

1 inspection, and all other persons permitted to issue authorizations under this  
 2 paragraph shall file a copy of all authorizations issued with the sheriff ~~who shall keep~~  
 3 ~~them on file.~~

NOTE: Reorders text for improved readability; changes disfavored terms and inserts cross-references consistent with current style.

NOTE: Replaces punctuation for internal consistency and consistency with current style. Rearranges text for agreement with the subdivision (intro.) ~~and to eliminate redundancies in part (1)~~

*move to follow line 13 on page 26*  
 (4) SECTION 51. 341.05 ~~for the statutes~~ <sup>(intro.) and (1) to (25) are</sup> amended to read:

(5) **341.05 When vehicles exempt from registration.** <sup>(intro.)</sup> A vehicle, even though  
 (6) operated upon a highway of this state, is exempt from registration ~~when such vehicle~~  
 7 if any of the following applies: *please connect striking*

8 (1) Is The vehicle is operated in accordance with the provisions relating to  
 9 registration of dealers, distributors, manufacturers, transporters or finance  
 10 companies; ~~or,~~

11 (2) Is The vehicle is operated in accordance with the provisions exempting  
 12 nonresident or foreign-registered vehicles from registration; ~~or,~~

13 (3) Is The vehicle is operated in accordance with s. 341.405.

14 (6) Is The vehicle is operated exclusively upon stationary rails or tracks; ~~or,~~

15 (7) Is The vehicle is a farm tractor used exclusively in agricultural operations,  
 16 including threshing, or used exclusively to provide power to drive other machinery,  
 17 or to transport from job to job machinery driven by ~~such a farm~~ tractor; ~~or,~~

18 (9) Is The vehicle is a trailer or semitrailer used exclusively for the  
 19 transportation of farm machinery, implements, produce or supplies on a farm or  
 20 between farms; ~~or,~~

1           (11) ~~Is The vehicle is~~ a trailer or semitrailer permanently equipped with a  
2 well-drilling outfit or designed for moving pea viners and used exclusively for either  
3 of ~~such those~~ purposes; ~~or~~.

4           (12) ~~Is The vehicle is~~ a fork-lift truck, a specially constructed road or truck  
5 tractor used for shunting trailers or semitrailers in terminal areas or a trailer ~~which~~  
6 ~~that~~ is used principally off the highway; ~~or~~.

7           (13m) ~~Is The vehicle is~~ a trailer ~~or~~, semitrailer or camping trailer having a  
8 gross weight of 3,000 pounds or less and not used for hire or rental; ~~or~~.

9           (14) ~~Is The vehicle is~~ a trailer or semitrailer not operated in conjunction with  
10 a motor vehicle; ~~or~~.

11           (14m) ~~Is The vehicle is~~ a new motor vehicle being operated only across a  
12 highway from ~~its~~ point of manufacture or assembly.

13           (15) ~~Is The vehicle is~~ a motor vehicle being towed, except ~~that~~ when the person  
14 operating the vehicle supplying the motive power is a transporter, that person must  
15 be registered as a transporter; ~~or~~.

16           (16) ~~Is The vehicle is~~ a piece of road machinery.

17           (17) ~~Is The vehicle is~~ an implement of husbandry.

18           (18) ~~Is The vehicle is~~ a motor truck ~~which that~~ is operated upon a highway only  
19 when directly crossing ~~such the~~ highway.

20           (19) ~~Is The vehicle is~~ a repaired salvage vehicle operated to or from a location  
21 where it is to be inspected as required by s. 342.07, or ~~is~~ an unregistered vehicle  
22 operated to or from a location where it is to be inspected as required by s. 110.20.

23           (19m) ~~Is The vehicle is~~ owned by a technical college district board, used  
24 exclusively to instruct students in techniques of automotive repair and maintenance  
25 and is operated only within 5 miles of the technical college to transport the vehicle

1 to or from a technical college. The operator of the vehicle shall, when operating the  
2 vehicle upon a highway, carry in the vehicle a letter from the district director of the  
3 technical college stating that the vehicle is exempt from registration.

4 (20) ~~Is~~ The vehicle is an amphibious motor vehicle capable of carrying 10 or  
5 more passengers when used for sight-seeing purposes, registered as a boat with the  
6 department of natural resources and operated upon a highway for a distance not to  
7 exceed 2 miles.

8 (21) ~~Is~~ The vehicle is owned by the United States.

9 (22) ~~Is~~ The vehicle is registered by a federally recognized Indian band or tribe  
10 and is exempt under a reciprocal registration exemption agreement under s.  
11 341.409.

12 (23) ~~Is~~ The vehicle is a motor bicycle or bicycle, except as provided in s. 349.18.

13 (24) ~~Is~~ The vehicle is a golf cart being operated in accordance with s. 349.18 (1)  
14 (b) or (c).

15 (25) ~~Is~~ The vehicle is a wood harvesting slasher, as defined by the department  
16 by rule, that is used principally off the highway.

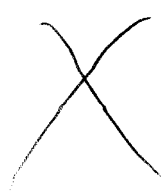
NOTE: Amends section (intro.) for conformity with current style for (intro.)  
provisions and the subsequent subsections for conformity therewith. Disfavored terms  
and improperly used "that" are replaced and punctuation is amended for internal  
consistency and conformity with current style.

✓ Insert  
~~341.10 (14)~~  
(29-17)  
17  
18  
— SECTION 52. 341.10 (14) of the statutes is amended to read:

341.10 (14) <sup>plain space</sup> ~~After December 31, 1993, the~~ The vehicle has a mobile air  
19 conditioner, as defined in s. 100.45 (1) (b), the distribution of which in this state would  
20 be prohibited under s. 100.45 (2).

NOTE: Eliminates obsolete provision.

21 — SECTION 53. 341.26 (2) (intro.) of the statutes is amended to read:



1           341.26 (2) FIVE-DOLLAR FEE FOR 5-YEAR REGISTRATION OF CERTAIN VEHICLES.  
2           (intro.) A registration under this subsection expires on December 31 every 5th year.  
3           ~~The first 5-year registration period under this subsection terminates on December~~  
4           ~~31, 1993.~~ A registration fee of \$5 shall be paid to the department for the registration  
5           of each of the following vehicles:

NOTE: Eliminates obsolete provision.

6           —SECTION 54. 341.41 (2) of the statutes is amended to read:

7           341.41 (2) A nonresident operating a vehicle in this state is not exempt by  
8           virtue of any reciprocity agreement entered into pursuant to sub. (1) unless all of the  
9           following requirements are met:

10           (a) The vehicle is properly registered in the jurisdiction of the residence of its  
11           owner, its domicile, or the principal place of business of its owner or is registered on  
12           a proportional registration basis pursuant to an interstate compact; ~~and,~~

13           (b) The vehicle has conspicuously displayed upon it a valid registration plate;  
14           ~~and,~~

15           (c) The operator of the vehicle has in his or her possession a valid registration  
16           certificate or other evidence that the vehicle is properly registered; ~~and,~~

NOTE: Amends section (intro.) for conformity with current style for (intro.)  
provisions. Punctuation is amended for internal consistency and conformity with current  
style.

17           —SECTION 55. 343.315 (4) of the statutes is amended to read:

18           343.315 (4) NOTIFICATION. ~~Beginning on April 1, 1992, the~~ The department  
19           shall send the notice of disqualification by 1st class mail to a person's last-known  
20           residence address. This subsection does not apply to disqualifications under sub. (2)  
21           (g).

NOTE: Eliminates obsolete provision.

22           —SECTION 56. 343.50 (6) (title) of the statutes is created to read:

1 343.50 (6) (title) RENEWAL.

NOTE: The other subsections of s. 343.50 have titles.

2 **SECTION 57.** 345.05 (1) (c) of the statutes is amended to read:

3 345.05 (1) (c) "Municipality" means any county, city, village, town, school  
4 district ~~(as enumerated in s. 67.01 (5))~~, sewer district, drainage district and, without  
5 restriction because of failure of enumeration, any other political subdivision of the  
6 state.

NOTE: Prior to 1985 Wis. Act 225, s. 67.01 (5) listed 3 types of school districts. That act replaced the enumerated school district types with a single reference to "school district" but did not amend this provision accordingly.

7 **SECTION 58.** 346.52 (1) (intro.) and (a) to (h) of the statutes are amended to read:

8 346.52 (1) (intro.) No person shall may stop or leave standing any vehicle,  
9 whether attended or unattended and whether temporarily or otherwise, in any of the  
10 following places:

11 (a) Within an intersection;.

12 (b) On a crosswalk;.

13 (c) Between a safety zone and the adjacent curb, or within 15 feet of a point on  
14 the curb immediately opposite the end of a safety zone unless a different distance is  
15 clearly indicated by an official traffic sign or marker or parking meter;.

16 (d) On a sidewalk or sidewalk area, except when parking ~~in such place~~ on the  
17 sidewalk or sidewalk area is clearly indicated by official traffic signs or markers or  
18 parking meters;.

19 (e) Alongside or opposite any highway excavation or obstruction when such  
20 stopping or standing at that place would obstruct traffic or when pedestrian traffic  
21 would be required to travel in the roadway;.

X

1 (f) On the roadway side of any parked vehicle unless double parking is clearly  
2 indicated by official traffic signs or markers;.

3 (g) Within 15 feet of the driveway entrance to a fire station or directly across  
4 the highway from ~~such a fire station~~ entrance;.

5 (h) Upon any portion of a highway where, and at the time when, stopping or  
6 standing is prohibited by official traffic signs indicating the prohibition of any  
7 stopping or standing.

NOTE: Replaces improperly used "shall" in the negation in the subsection (intro.),  
adds commas in par. (h) for clarity and replaces disfavored terms and punctuation for  
internal consistency and consistency with current style.

8 ~~SECTION 59.~~ 346.53 (1) to (5) of the statutes are amended to read:

9 346.53 (1) In a loading zone;.

10 (2) In an alley in a business district;.

11 (3) Within 10 feet of a fire hydrant, unless a greater distance is indicated by  
12 an official traffic sign;.

13 (4) Within 4 feet of the entrance to an alley or a private road or driveway;.

14 (5) Closer than 15 feet to the near limits of a crosswalk;.

NOTE: Replaces punctuation for internal consistency and consistency with current  
style.

15 ~~SECTION 60.~~ 346.54 (1) (a) and (b) of the statutes are amended to read:

16 346.54 (1) (a) Upon a street where traffic is permitted to move in both directions  
17 simultaneously and where angle parking is not clearly designated by official traffic  
18 signs or markers, a vehicle must be parked parallel to the edge of the street, headed  
19 in the direction of traffic on the right side of the street;.

20 (b) Upon a one-way street or divided street where parking on the left side of  
21 the roadway is clearly authorized by official traffic signs or markers, vehicles ~~shall~~  
22 may be parked only as indicated by ~~such the signs or~~ markers;.



NOTE: Replaces punctuation for internal consistency and consistency with current style. *Clarified language consistent with current style.*

1 ~~SECTION 61.~~ 346.58 of the statutes is renumbered 346.58 (1) and amended to  
2 read: *create auto-reference "c" / use on page 39*

3 346.58 (1) ~~In addition to complying with other speed restrictions imposed by~~  
4 ~~law, no person shall drive any of the following types of vehicles at a speed in excess~~  
5 ~~of the limits fixed by this section:~~

6 (a) ~~15 miles per hour for any vehicle equipped with metal or solid rubber tires.~~  
7 "Metal tire" means a tire the surface of which in contact with the highway is wholly  
8 or partially of metal or other hard, nonresilient material; ~~"solid.~~

9 (b) "Solid rubber tire" means a tire made of rubber but not inflated with  
10 compressed air.

NOTE: See the note to the treatment of s. 346.58 (2) by this bill.


11 ~~SECTION 62.~~ 346.58 (2) of the statutes is created to read:

12 346.58 (2) In addition to complying with other speed restrictions imposed by  
13 law, no person may drive any vehicle equipped with metal tires or solid rubber tires  
14 at a speed in excess 15 miles per hour.

NOTE: Text is reorganized to move definitions to the beginning of the section and to reflect the fact that there is only one restriction currently under this section.

15 SECTION 63. 346.63 (2) (a) 3. of the statutes is renumbered 346.63 (2) (am) and  
16 amended to read:

17 346.63 (2) (am) A person may be charged with and a prosecutor may proceed  
18 upon a complaint based upon a violation of ~~subd. par. (a)~~ 1. or 2. or both for acts  
19 arising out of the same incident or occurrence. If the person is charged with violating  
20 ~~both subds. par. (a)~~ 1. and 2. in the complaint, the crimes shall be joined under s.  
21 971.12. If the person is found guilty of ~~both subds. par. (a)~~ 1. and 2. for acts arising  
22 out of the same incident or occurrence, there shall be a single conviction for purposes



of sentencing and for purposes of counting convictions under ss. 343.30 (1q) and 343.305. Subdivisions Paragraph (a) 1. and 2. ~~each require~~ <sup>stet</sup> ~~proof~~ of a fact for conviction which the other does not require.

NOTE: The subject matter of this paragraph does not fit within the series under s. 343.63 (2) (a) (intro.) and is grammatically incompatible with sub. (2) (a) (intro.). Changes cross-references to accommodate renumbering.

SECTION 64. 347.02 (1) (a) to (d) of the statutes are amended to read:

347.02 (1) (a) Farm tractors and self-propelled farm implements;

(b) Implements of husbandry;

(c) Vehicles drawn by animals;

(d) Road machinery;

NOTE: Replaces punctuation for internal consistency and consistency with current style.

SECTION ~~65~~ <sup>create auto-reference. "a"/use on this page</sup> 347.43 (1) of the statutes is renumbered 347.43 (1s) and amended to read:

347.43 (1s) No person may operate upon a highway any motor vehicle manufactured after January 1, 1936, unless ~~such~~ the motor vehicle is equipped with safety glass wherever glass is used ~~thereon~~ on the motor vehicle in partitions, doors, windows or windshields.

NOTE: Renumbers provision to accommodate the renumbering of s. ~~343.47~~ <sup>347.43</sup> (3) by SECTION 67 of this bill and replaces disfavored term for consistency with current style.

SECTION 66. 347.43 (2) of the statutes is amended to read:

347.43 (2) No person ~~shall~~ may sell any new motor vehicle unless such vehicle is equipped with safety glass in accordance with the requirements of sub. ~~(1)~~ (1s).

SECTION 67. 347.43 (3) of the statutes is renumbered 347.43 (1g).

NOTE: Renumbers definition to the beginning of the section consistent with current style.

SECTION 68. 347.45 (2) (a) of the statutes is amended to read:

NOTE: Changes cross-reference to accommodate the renumbering of ~~s. 347.43 (1)~~ <sup>s. 347.43 (1)</sup> by ~~Section~~ <sup>Section #</sup> of this bill.

use auto-reference "a" - created on this page

Replaces improperly used "shall" in the negation.

1           347.45 (2) (a) Farm tractors, self-propelled farm implements, implements of  
2           husbandry, animal-drawn vehicles and road machinery may be operated with metal  
3           tires or tires having protuberances ~~which~~ that will not injure the highway; ~~and~~.

NOTE: Replaces punctuation for internal consistency and consistency with current style.

4           ~~SECTION 69.~~ 347.485 (2) of the statutes is renumbered 347.485 (2) (a) (intro.)  
5           and amended to read:

6           347.485 (2) (a) (intro.) No person may operate a motorcycle on any highway  
7           ~~unless such person is without~~ wearing any of the following eye protection ~~as follows:~~

8           ~~(a) protective;~~

9           1. A protective face shield attached to the headgear, or (b) glasses or (c) goggles.

10          (b) Except for photosensitive corrective glasses prescribed by an  
11          ophthalmologist, physician, oculist or optometrist, eye protection worn during hours  
12          of darkness may not be tinted or darkened. ~~If~~

13          (c) Notwithstanding par. (a), if the vehicle motorcycle is a Type 2 motorcycle  
14          equipped with a windshield or a Type 1 motorcycle equipped with a windshield ~~which~~  
15          that rises a minimum of 15 inches above the handlebar, the use of other eye protective  
16          devices is not mandatory.

17          (d) This subsection shall not apply to persons operating a motorcycle in a parade  
18          sanctioned by the local municipality.

NOTE: Subdivides provision to eliminate numbering that does not conform with current style. Amends subsection (intro.) for conformity with current style for (intro.) provisions. Replaces "vehicle" with "motorcycle" as motorcycles are the only vehicles subject to this section. See also the next section of this bill.

19          ~~SECTION 70.~~ 347.485 (2) (a) 2. and 3. of the statutes are created to read:

20          347.485 (2) (a) 2. Glasses.

21          3. Goggles.

NOTE: The treatment of s. 347.485 (2) by the previous section of this bill requires the creation of these provisions.

1       —SECTION 71. 348.01 (2) (av) of the statutes is created to read:

2           348.01 (2) (av) "Fender line", in the case of motor trucks, means the outermost  
3 limits of the rear fenders, flare boards or floor of the body, whichever projects outward  
4 the farthest.

NOTE: Moves definition applicable to ss. 348.05 and 348.09 to the chapter definition section in conformity with current style and to improve the readability of those sections.

5       —SECTION 72. 348.05 (2) (a) to (f) and (k) of the statutes are amended to read:

6           348.05 (2) (a) No limitation for implements of husbandry temporarily operated  
7 upon a highway in the course of performance of its work;.

8           (b) No limitation for snowplows operated by or for a governmental agency;.

9           (c) Twelve feet for farm tractors, except that the total outside width of a farm  
10 tractor shall not exceed 9 feet when operated on any Wisconsin highway, other than  
11 that portion of USH 51 between Wausau and STH 78 and that portion of STH 78  
12 between USH 51 and the I 90/94 interchange near Portage upon their federal  
13 designation as I 39, which <sup>that</sup> is a part of the national system of interstate and defense  
14 highways;.

15           (d) Ten feet 6 inches for snowplows attached to motor vehicles normally used  
16 for the transportation of milk;.

17           (f) Eight feet 8 inches for urban passenger buses;.

18           (k) Nine feet for loads of tie logs, tie slabs and veneer logs, provided that no part  
19 of the load shall extend more than 6 inches beyond the fender line on the left side of  
20 the vehicle or extend more than 10 inches beyond the fender line on the right side  
21 of the vehicle. The term "fender line" as used herein means as defined in s. 348.09.

22       This paragraph ~~shall not be applicable~~ does not apply to transport on highways

✓  
connect  
striking

*Replaces "which" with "that" to correct grammar.*  
- 37 -

1 designated as parts of the national system of interstate and defense highways  
2 pursuant to under s. 84.29.

NOTE: Replaces punctuation for internal consistency and consistency with current style. Replaces disfavored term in conformity with current style. The definition of "fender line" is moved to s. 348.01 and is made applicable to the entire chapter. See the creation of s. 348.01 (2) (av) and the treatment of s. 348.09 (1) by this bill.

3 ~~SECTION 73.~~ 348.05 (3) (title) of the statutes is repealed.

NOTE: No other subsections in <sup>s. 348.05</sup> the subchapter have titles.

4 ~~SECTION 74.~~ 348.06 (1) of the statutes is amended to read:

5 348.06 (1) No Except as provided in sub. (2), no person, without a permit  
6 therefor, ~~shall~~ may operate on a highway any motor vehicle, mobile home, trailer or  
7 semitrailer having an overall height in excess of 13 1/2 feet, ~~except as otherwise~~  
8 ~~provided in sub. (2).~~

NOTE: Replaces improperly used "shall" in the negation and reorders in conformity with current style.

9 ~~SECTION 75.~~ 348.06 (2) (intro.) of the statutes is renumbered 348.06 (2) and  
10 amended to read:

11 348.06 (2) ~~The following vehicles~~ Implements of husbandry of any height may  
12 be temporarily operated upon a highway without a permit for excessive height if the  
13 ~~overall height does not exceed the indicated limitations.~~

NOTE: The contents of s. 348.06 (2) (intro.) and (a) are combined into a single provision as there is only one paragraph under the (intro.). See the next section of this bill.

14 ~~SECTION 76.~~ 348.06 (2) (a) of the statutes is repealed.

NOTE: The content of this provision is combined with that of s. 348.06 (2) (intro.) by the previous section of this bill.

15 ~~SECTION 77.~~ 348.07 (2) (c) and (e) of the statutes are amended to read:

16 348.07 (2) (c) 45 feet for mobile homes and motor buses.

17 (e) No limitation for implements of husbandry temporarily operated upon a  
18 highway.

NOTE: Replaces punctuation for internal consistency and conformity with current style.

1        **SECTION 78.** 348.09 (1) of the statutes is amended to read:

2        348.09 (1) No person, without a permit therefor, shall may operate on a  
3        highway any motor vehicle, trailer or semitrailer carrying any load extending  
4        beyond the fender line on the left side or extending more than 6 inches beyond the  
5        fender line on the right side of the vehicle. ~~In the case of motor trucks, "fender line"~~  
6        ~~means the outermost limits of the rear fenders, flare boards or floor of the body,~~  
7        ~~whichever projects outward the farthest.~~

NOTE: The definition of "fender line" is applicable to ss. 348.05 and 348.09 and is moved to the s. 348.01 chapter definition section in conformity with current style and to improve the readability of this section and s. 348.09. See the creation of s. 348.01 (2) (av) by this bill.

8        **SECTION 79.** <sup>create auto-reference "b"/use on next page</sup> 348.15 (1) (intro.) and (b) of the statutes are consolidated,  
9        renumbered 348.15 (1) and amended to read:

10        348.15 (1) In this section: (b) ~~Class~~ class "A" highway" includes all state trunk  
11        highways and connecting highways and those county trunk highways, town  
12        highways and city and village streets, or portions thereof, <sup>that</sup> ~~which~~ have not been  
13        designated as class "B" highways pursuant to s. 349.15.

NOTE: Eliminates unnecessary paragraph designation. Section 348.15 (1) is not divided into multiple paragraphs. Replaces "which" with "that" to correct grammar.

14        **SECTION 80.** 348.15 (8) (a) of the statutes is renumbered 348.15 (8).

NOTE: Eliminates unnecessary paragraph designation. Section 348.15 (8) is not divided into multiple paragraphs.

15        **SECTION 81.** 348.27 (5) of the statutes is amended to read:

16        348.27 (5) POLE AND PIPE PERMITS. Except as further provided in this subsection,  
17        the department may issue an annual or consecutive month permit to pipeline  
18        companies or operators or public service corporations for transportation of poles,  
19        pipe, girders and similar materials and to companies and individuals hauling peeled

*CS*  
*Note: Changes cross-reference to accommodate the renumbering of s. 348.15 (1) (b) by SECTION # of the bill.*

*Use auto-reference "b" / created on page 38*

1 or unpeeled pole-length forest products used in its business. Such permits issued  
 2 to companies and individuals hauling peeled or unpeeled pole-length forest products  
 3 shall limit the length of vehicle and load to a maximum of 10 feet in excess of the  
 4 limitations in s. 348.07 (1) and shall be valid only on a class "A" highway as defined  
 5 in s. 348.15 (1) ~~(b)~~. Permits issued to companies or individuals hauling pole-length  
 6 forest products may not exempt such companies or individuals from the maximum  
 7 limitations on vehicle load imposed by this chapter.

8 **SECTION 82.** 349.11 (2) (b) and (3) (b) of the statutes are amended to read:

9 349.11 (2) (b) Modify the limits stated in s. 346.57 (4) (c) or 346.58 (1).

10 (3) (b) Modify the limits stated in s. 346.57 (4) (c) or 346.58 (1); or

11 **SECTION 83.** 349.13 (1e) (c) of the statutes is renumbered 349.13 (1e) (c) 1. and  
 12 amended to read:

13 349.13 (1e) (c) 1. The authority granted by this subsection may be delegated  
 14 to a traffic officer or to the officer in charge of the maintenance of the highway in  
 15 question, but, except as provided in subd. 2., no prohibition, limitation or restriction  
 16 on parking imposed under this section is effective unless official traffic signs or  
 17 markers or parking meters have been placed or erected indicating the particular  
 18 prohibition, limitation or restriction ~~except that parking.~~

19 2. Parking regulations which that prohibit, limit or restrict the parking of  
 20 vehicles for any period longer than 24 consecutive hours, during any hours between  
 21 12 midnight and 7 a.m., or any portion thereof or during a snow emergency as  
 22 determined by ~~the city, village or town~~ a municipality, shall be effective in cities,  
 23 ~~villages and towns~~ the municipality upon a two-thirds vote of ~~their~~ its respective  
 24 governing ~~bodies~~ body notwithstanding this subsection and s. 346.02 (7) when  
 25 official traffic signs have been placed or erected at or reasonably near the corporate

*CS*  
*NOTE: Changes cross-references to accommodate the renumbering of s. 346.58 by SECTION # of the bill.*  
*Use auto-reference "c" / created on page 33*

1 limits of ~~such city, village or town~~ the municipality on all state and county trunk  
2 highways and connecting highways, ~~as the latter are defined in s. 86.32~~, informing  
3 motorists that 24-hour parking limitations, night parking regulations or snow  
4 emergency regulations are in effect in ~~such city, village or town~~ the municipality.

NOTE: Breaks up long sentence. For purposes of ch. 349, s. 340.01 (36m) defines  
"municipality" as a city, village or town and s. 340.01 (9) defines "connecting highway" as  
a highway designated as such under s. 86.32.

5 **SECTION 84.** 349.13 (2) (intro.), (a) to (d) and (f) of the statutes are amended to  
6 read:

7 349.13 (2) (intro.) Except as provided in this subsection, neither the  
8 department nor local authorities may extend stopping, standing or parking  
9 privileges to areas where stopping, standing or parking is prohibited by ch. 346. The  
10 department and local authorities, with respect to highways under their respective  
11 jurisdictions as described in sub. (1e) may do any of the following:

12 (a) Permit parking on sidewalk areas when such parking will not unduly  
13 interfere with pedestrian traffic.

14 (b) Permit parking on the roadway side of other parked vehicles when such  
15 double parking will not unduly interfere with the flow of vehicular traffic.

16 (c) Permit parking closer than 15 feet to the end of a safety zone when such  
17 parking will not unduly interfere with the flow of vehicular traffic.

18 (d) Designate parking upon the left side of a one-way street or roadway instead  
19 of the right side or permit parking on both sides.

20 (f) Permit the parking of any vehicle or of school buses only on the near side of  
21 specified highways adjacent to schoolhouses ~~in villages, towns or cities~~ during  
22 specified hours ~~when if the village or town board or common council governing body~~



1 of ~~any such village, town or city~~ the municipality where the schoolhouse is located  
2 directs by ordinance ~~so directs~~.

NOTE: Replaces punctuation for internal consistency and conformity with current style. Section 340.01 (36m) defines "municipality" as a city, village or town for purposes of ch. 349. The term "governing body of a municipality" is used throughout the chapter to refer to village boards, town boards and common councils. "When" is replaced by "if", consistent with current style, to reflect that the condition referred to need not occur.

3 ~~SECTION 85.~~ 422.204 (7) (intro.) and (a) to (d) of the statutes are renumbered

4 422.204 (7) (a)<sup>m</sup> (intro.) and 1. to 4. and amended to read:

5 422.204 (7) (a)<sup>m</sup> (intro.) In addition to any requirements of form established by  
6 the administrator, a deferral agreement shall meet all of the following requirements:

7 1. ~~Be~~ The agreement shall be in writing and signed by the customer;

8 2. ~~Incorporate~~ The agreement shall incorporate by reference the transaction  
9 to which the deferral applies;

10 3. ~~State~~ The agreement shall state each instalment or part thereof in the  
11 amount to be deferred, the date or dates originally payable and either the date or  
12 dates agreed to become payable for the payment of the amounts deferred or the  
13 periods of deferral; ~~and~~.

14 4. ~~Clearly~~ The agreement shall clearly set forth the dollar amount of the charge  
15 for each instalment to be deferred and the total dollar amount to be paid by the  
16 customer for the deferral.

NOTE: The subject matter of par. (e) does not fit within the series listed under the subsection (intro.), and the renumbering by this section of this bill removes that provision from the series. The subsection (intro.) is amended in accordance with current style and the subsequent subdivisions are amended to correspond with the amended (intro.). Punctuation is replaced for internal consistency and consistency with current style.

17 ~~SECTION 86.~~ 422.204 (7) (e) of the statutes is amended to read:

18 422.204 (7) (e) This subsection ~~shall~~ does not apply to deferral charges made  
19 pursuant to under sub. (8).

NOTE: Replaces disfavored terms consistent with current style. See also the previous section of this bill.

1

SECTION 87. 422.502 (4) (a) of the statutes is renumbered 422.502 (4). ✓ (2)

NOTE: Eliminates unnecessary paragraph designation. Section 422.502 (4) is not divided into multiple paragraphs. (2)

2

SECTION 88. 425.208 (1) (d) (intro.) of the statutes is created to read:

3

425.208 (1) (d) (intro.) Whichever of the following is less:

NOTE: See the next section of this bill.

4

SECTION 89. 425.208 (1) (d) of the statutes is renumbered 425.208 (1) (d) 1. and

5

amended to read:

6

425.208 (1) (d) 1. A performance deposit, in the amount of 3 scheduled

7

instalments ~~or~~ minimum payments in the case of an open-end credit plan, ~~or~~

8

~~one-third.~~

9

2. One-third of the total obligation remaining unpaid with respect to the

10

consumer credit transaction, ~~whichever is less.~~

NOTE: Subdivides provision to eliminate parentheses and improve readability. An (intro.) paragraph is created by the previous section of this bill to accommodate the changes made by this section.

11

SECTION 90. 426.108 (intro.) and (1) to (8) of the statutes are amended to read:

12

**426.108 Unconscionable conduct.** (intro.) The administrator shall

13

promulgate rules declaring specific conduct in consumer credit transactions and the

14

collection of debts arising ~~therefrom~~ from consumer credit transactions to be

15

unconscionable and prohibiting the use ~~thereof~~ of those unconscionable acts. In

16

promulgating ~~such~~ rules under this section, the administrator shall consider, among

17

other things, all of the following:

18

(1) That the practice unfairly takes advantage of the lack of knowledge, ability,

19

experience, or capacity of customers;

1           (2) That those engaging in the practice know of the inability of customers to  
2 receive benefits properly anticipated from the goods or services involved;

3           (3) That there exists a gross disparity between the price of goods or services and  
4 their value as measured by the price at which similar goods or services are readily  
5 obtainable by other customers, or by other tests of true value;

6           (4) ~~The fact that~~ That the practice may enable merchants to take advantage  
7 of the inability of customers reasonably to protect their interests by reason of  
8 physical or mental infirmities, illiteracy or inability to understand the language of  
9 the agreement, ignorance or lack of education or similar factors;

10          (5) That the terms of the transaction require customers to waive legal rights;

11          (6) That the terms of the transaction require customers to unreasonably  
12 jeopardize money or property beyond the money or property immediately at issue in  
13 the transaction;

14          (7) That the natural effect of the practice is to cause or aid in causing customers  
15 to misunderstand the true nature of the transaction or their rights and duties  
16 ~~thereunder~~ under the transaction.

17          (8) That the writing purporting to evidence the obligation of the customers in  
18 the transaction contains terms or provisions or authorizes practices prohibited by  
19 law; and.

NOTE: The section (intro.) is amended in accordance with current style for (intro.)  
provisions and the subsequent subsections are amended to correspond with the amended  
(intro.). Punctuation is replaced for internal consistency and conformity with current  
style. Specific references are inserted.

20       —SECTION 91. 426.110 (4) (c) of the statutes is amended to read:

21           426.110 (4) (c) Except as provided in par. (e), no action for damages may be  
22 maintained under this section if an appropriate remedy ~~is~~ which shall include actual

1 damages and may include penalties), is given, or agreed to be given within a  
2 reasonable time, to such party within 30 days after receipt of such notice.

NOTE: Replaces parentheses consistent with current style.

3 **SECTION 92.** 442.001 (title) of the statutes is created to read:

4 **442.001 (title) Definition.**

NOTE: See the next section of this bill.

5 **SECTION 93.** 442.01 (1) of the statutes is renumbered 442.001 and amended to  
6 read:

7 **442.001** <sup>Definition</sup> In this chapter, "examining board" means the accounting examining  
8 board.

NOTE: Moves definition applicable to the entire chapter to a separate definition section consistent with current style.

9 **SECTION 94.** 442.02 (intro.) of the statutes is renumbered 442.02 <sup>m</sup>(1) (intro.) and  
10 amended to read:

11 442.02 <sup>m</sup>(1) <sup>3</sup>(a) A person shall be ~~deemed~~ considered to be in practice as a  
12 public accountant, within the meaning and intent of this chapter if any of the  
13 following conditions is met:

NOTE: This provision is amended in accordance with current style for (intro.) provisions and renumbered so that subsections that do not fit grammatically or by subject matter within the series under the (intro.) can be separated. A disfavored term is replaced in conformity with current style. See the next section of this bill.

14 **SECTION 95.** 442.02 (1) to (5) of the statutes are renumbered 442.02 <sup>m</sup>(1) (a) to  
15 (e) and amended to read:

16 442.02 <sup>m</sup>(1) <sup>3</sup>(a) ~~Who~~ The person holds himself or herself out to the public in any  
17 manner as one skilled in the knowledge, science and practice of accounting, and as  
18 qualified and ready to render professional service therein as a public accountant for  
19 compensation; ~~or,~~

1 (b) ~~Who~~ The person maintains an office for the transaction of business as a  
2 public accountant, or ~~who~~, except as an employee of a public accountant, practices  
3 accounting, as distinguished from bookkeeping, for more than one employer; ~~or~~.

4 (c) ~~Who~~ The person offers to prospective clients to perform for compensation,  
5 or ~~who does perform~~ performs on behalf of clients for compensation, professional  
6 services that involve or require an audit of financial transactions and accounting  
7 records; ~~or~~.

8 (d) ~~Who~~ The person prepares for clients reports of audits, balance sheets, and  
9 other financial, accounting and related schedules, exhibits, statements or reports  
10 ~~which that~~ are to be used for publication or for credit purposes, or are to be filed with  
11 a court of law or with any other governmental agency, or for any other purpose; ~~or~~.

12 (e) ~~Who~~ The person, in general or as an incident to such work, renders  
13 professional assistance to clients for compensation in any or all matters relating to  
14 accounting procedure and the recording and presentation of financial facts.

15 ~~SECTION 96.~~ 442.02 (5m) (a) of the statutes is renumbered 442.02 (1)<sup>m</sup> (f) and  
16 amended to read:

17 442.02 (1)<sup>m</sup> (f) ~~Who~~ The person signs or affixes his or her name or any trade or  
18 assumed name used by the person in his or her business or profession to an opinion  
19 or certificate attesting to the reliability of any representation or estimate in regard  
20 to any person or organization embracing financial information, financial  
21 transactions or accounting records.

NOTE: The paragraphs, renumbered by this section of the bill fit grammatically within the series under sub. (1) (intro.), as renumbered by this bill, while the remaining subsections do not. These provisions are amended to accommodate the amendment of sub. (1) (intro.) and to conform with current style. Punctuation is replaced for internal consistency and conformity with current style. Improperly used "which" and passive verb are replaced in conformity with current style. See the previous and next section of this bill.

1     ~~SECTION 97.~~ 442.02 (5m) (b) of the statutes is renumbered 442.02 (5m) and  
2     amended to read:

3     442.02 (5m) ~~This subsection~~ <sup>m</sup> Subsection (1) (f) does not prohibit any officer,  
4     employee, partner or principal of any organization from affixing his or her signature  
5     to any statement or report in reference to the affairs of that organization with any  
6     wording designating the position, title or office ~~which~~ that he or she holds in that  
7     organization. ~~This subsection~~ and does not prohibit any act of a public official or  
8     public employe in the performance of his or her duties.

NOTE: This provision does not fit grammatically within the series under sub. (1)  
(intro.), as renumbered by this bill, and is made a separate subsection and  
cross-references are amended accordingly. Improperly used "which" is replaced in  
conformity with current style. See the previous and next section of this bill.

9     ~~SECTION 98.~~ 442.02 (6) of the statutes is amended to read:

10     442.02 (6) Every member of a partnership, and every officer and director of a  
11     corporation who, in ~~such~~ the capacity of partner, officer or director, does any of the  
12     things enumerated in ~~subs. sub. (1) (a) to (5m) (f)~~ <sup>(1m)</sup> sub. (1) (a) to (f), shall be deemed considered to be  
13     in practice as a public accountant. <sup>connecting</sup>

NOTE: Cross-references are amended to reflect renumbering by this bill.  
Disfavored terms are replaced in conformity with current style.

14     ~~SECTION 99.~~ 442.02 (7) of the statutes is renumbered 442.02 (7) (intro.) and  
15     amended to read:

16     442.02 (7) (intro.) Nothing contained in this chapter shall prevent the  
17     employment by a certified public accountant, or by a public accountant, or by a firm  
18     or corporation, furnishing public accounting services as principal, of persons to serve  
19     as accountants in various capacities, as needed; provided, that such persons, if all of  
20     the following conditions are met:

1       (a) The employees serving as accountants work under the control and  
2 supervision of certified public accountants, or accountants with certificates of  
3 authority ~~as hereinafter provided, that such~~ granted under s. 442.06.

4       (b) Those employees serving as accountants shall not issue any statements or  
5 reports over their own names except ~~such~~ office reports to their employer ~~as that~~ are  
6 customary ~~and that such.~~

7       (c) The employees serving as accountants are not in any manner held out to the  
8 public as public accountants as described in this chapter.

NOTE: Provision is subdivided, disfavored terms are replaced and a specific  
cross-reference is added for improved readability and conformity with current style.

9       ~~SECTION 100.~~ 442.02 (9) of the statutes is renumbered 442.02 (9) (intro.) and  
10 amended to read:

11       442.02 (9) (intro.) Nothing contained in this chapter shall apply to any persons  
12 who may be employed by more than one person, partnership or corporation, for the  
13 purpose of keeping books, making trial balances or statements, and preparing audits  
14 or reports, ~~provided such~~ if all of the following requirements are met:

15       (a) The audits or reports described in this subsection are not used or issued by  
16 the employers as having been prepared by a public accountant ~~and provided such.~~

17       (b) The persons employed as described in this subsection do not do any of the  
18 things enumerated in sub. (5m) (a), <sup>Y</sup>~~(1)~~ (f) without complying with sub. (5m) (b).

NOTE: Provision is subdivided, disfavored terms are replaced for improved  
readability and conformity with current style. Cross-references are amended to reflect  
renumbering by this bill.

19       ~~SECTION 101.~~ 442.11 (intro.) and (1) to (13) of the statutes are amended to read:

20       **442.11 Penalties.** (intro.) ~~Any person shall be deemed guilty of a~~  
21 ~~misdemeanor, and shall~~ Whoever does any of the following may, for each offense, be

1 fined not more than \$500 ~~for each offense~~, or imprisoned in the county jail for not  
2 more than one year, or both:

3 (1) ~~Who shall use~~ Uses any ~~other~~ term other than certified public accountant  
4 or the abbreviation C. P. A. to indicate that he or she is a public accountant with a  
5 specially granted title; ~~or.~~

6 (2) ~~Who, when~~ While practicing under an assumed name, or as a member of  
7 a partnership, other than ~~one which~~ a partnership that is registered under s. 442.07  
8 as composed of certified public accountants, or as an officer of a corporation,  
9 announces, either in writing or by printing, that the assumed name, partnership or  
10 corporation is practicing as a certified public accountant; ~~or.~~

11 (3) ~~Who, as~~ As a member of a partnership, announces, either in writing or by  
12 printing, that the partnership is practicing as "public accountants" unless the  
13 partnership is registered as such under s. 442.07; ~~or.~~

14 (4) ~~Who, as~~ As an officer of a corporation, permits ~~it~~ the corporation to practice  
15 as a public accountant unless it is registered with the examining board, and holds  
16 an unrevoked certificate of authority from the examining board; ~~or.~~

17 (5) ~~Who holds~~ Holds himself or herself out to the public as a certified public  
18 accountant or ~~who~~ assumes to practice as a certified public accountant unless he or  
19 she has been granted a certificate as ~~such~~ a certified public accountant from the  
20 examining board; ~~or.~~

21 (6) ~~Who holds~~ Holds himself or herself out to the public as a public accountant  
22 or ~~who~~ assumes to practice as a public accountant unless he or she has been granted  
23 a certificate of authority from the examining board; ~~or.~~

24 (7) ~~Who shall practice~~ Practices as a certified public accountant or as a public  
25 accountant after his or her certificate has been revoked; ~~or.~~



1           (8) ~~Who shall as~~ As an individual, ~~or, as a member of a partnership or as an~~  
2 officer or director of a corporation, ~~practice~~ practices or ~~permit~~ permits the  
3 partnership or corporation to practice as a certified public accountant or as a public  
4 accountant unless a license has been secured for the current licensure period; ~~or,~~

5           (9) ~~Who shall sell, buy, give~~ Sells, buys, gives or obtain obtains an alleged  
6 certificate as a certified public accountant, ~~or a certificate of authority, or a license~~  
7 in any ~~other manner~~ other than is ~~that~~ provided for by this chapter; ~~or,~~

8           (10) ~~Who attempts~~ Attempts to practice as a certified public accountant or as  
9 a public accountant under the guise of a certificate not granted by the examining  
10 board, or under cover of a certificate obtained illegally or fraudulently; ~~or,~~

11           (11) ~~Who shall certify~~ Certifies to any false or fraudulent report, certificate,  
12 exhibit, schedule or statement; ~~or,~~

13           (12) ~~Who shall attempt~~ Attempts by any subterfuge to evade the provisions of  
14 this chapter while practicing as a public accountant; ~~or,~~

15           (13) ~~Who shall, as~~ As an individual, ~~or as a member of a partnership or as an~~  
16 officer of a corporation, ~~permit~~ permits to be announced by printed or written  
17 statement that any report, certificate, exhibit, schedule or statement has been  
18 prepared by or under supervision of a certified public accountant or by or under  
19 supervision of a public accountant when the person who prepared the ~~same~~ report,  
20 certificate, exhibit, schedule or statement was not ~~such a~~ a certified public accountant  
21 or public accountant.

NOTE: Amends section (intro.) in accordance with current style for (intro.)  
provisions and amends the subsequent subsections accordingly. Disfavored terms are  
replaced in conformity with current style. See the next section of this bill.

22           **SECTION 102.** 442.11 (14) to (16) of the statutes are renumbered 442.115 (1) to  
23 (3) and amended to read:

1           442.115 (1) If it appears upon complaint to the examining board by any person,  
2 or it is known to the examining board, that any person has violated this chapter, the  
3 examining board may investigate, subject to the rules promulgated under s. 440.03  
4 (1). The district attorney of the county in which violations of this chapter are known  
5 or alleged to have occurred shall promptly investigate complaints, from any source,  
6 of ~~such~~ violations of this chapter and prosecute if the facts so warrant. Upon request  
7 from the examining board, and ~~where~~ when the facts warrant, the appropriate  
8 district attorney shall promptly seek an injunction against any person who is  
9 violating this chapter.

10           (2) ~~Following the refusal or failure of~~ If the district attorney fails or refuses to  
11 act within a time ~~which it deems that the examining board considers~~ reasonable, the  
12 examining board may request the attorney general to institute a prosecution or to  
13 seek an injunction for violation of this chapter.

14           (3) If a person has engaged, or is about to engage, in an act or practice ~~which~~  
15 that constitutes, or will constitute, a violation of this chapter, the examining board  
16 in its own right or on behalf of an individual complainant may apply to the  
17 appropriate court for an order enjoining the act or practice. Upon a showing by the  
18 examining board or the complainant that the person has engaged, or is about to  
19 engage, in any ~~such~~ act or practice in violation of this chapter, the court may grant  
20 an injunction, restraining order or other appropriate order without bond.

NOTE: The subject matter of these provisions do not correspond to, nor do they fit  
grammatically within, the list of violations under s. 442.11 (intro.) and accordingly are  
moved to a separate section. Disfavored terms and incorrectly used "which" are replaced  
in conformity with current style.

21       ~~SECTION 103.~~ 442.115 (title) of the statutes is created to read:

22       **442.115 (title) Enforcement actions for violations of this chapter.**

NOTE: See the previous section of this bill.